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AURORA LOAN SERVICES, LLC and MORTGAGE ELECTRONIC SYSTEMS, INC.

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

MARIA R. METCALF,

Plaintiff,

v.

DREXEL LENDING GROUP, a California  
corporation, OLD REPUBLIC TITLE  
COMPANY, a California corporation,  
AURORA LOAN SERVICES LLC, a  
California limited liability company  
MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC., a  
Delaware corporation, and ROEBRT E. WEISS  
INCORPORATION, a California Corporation,

Defendants.

Case No. 3:08-CV-00731-W-POR

DEFENDANTS AURORA LOAN  
SERVICES, LLC'S AND MORTGAGE  
ELECTRONIC REGISTRATION  
SYSTEMS, INC'S REPLY BASED ON  
NON OPPOSITION TO THE MOTION TO  
DISMISS

[F.R.Civ.P., Rule 12(b)(6)]

Date: June 23, 2008  
Time: 10:30 a.m.  
Courtroom: 7

**NO ORAL ARGUMENT WILL BE  
HEARD [CivLR 7.1(d)1]**

Defendants Aurora Loan Services, LLC ("Aurora") and Mortgage Electronic Registration Systems, Inc. ("MERS") have received no opposition from Plaintiff Maria R. Metcalf to Aurora's and MERS' Motion to Dismiss under Fed. R. Civ. P. 12(b)(6), which is scheduled to be heard by this Court on June 23, 2008.

*United States District Court, Southern District of California Local Rule 7.1(e)(2)* requires an opposing party to file and serve opposition papers, or a written statement that the party does not oppose the motion. Aurora's and MERS' Motion to Dismiss is set to be heard on June 23, 2008, and therefore, Plaintiff's opposition was due to be filed and served no later than June 9, 2008.

1 Because Aurora's and MERS' Motion to Dismiss is well founded and unopposed, Aurora  
2 and MERS respectfully request this Court grant their motion and dismiss Aurora and MERS from  
3 the above captioned case.

4 Dated: June 16, 2008

PITE DUNCAN, LLP

5  
6 By: /s/ Thomas N. Abbott  
7 THOMAS N. ABBOTT  
8 Attorneys for Defendants  
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10 MORTGAGE ELECTRONIC  
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